

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

IN RE:)	Chapter 11
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	Case No. 10-93904-BHL-11
)	
Debtors.)	
)	
FRIONA INDUSTRIES, L.P.,)	
)	
Plaintiff,)	
)	
v.)	Adversary Proceeding No. 11-59093
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
Defendants.)	
)	
and)	
)	
CACTUS GROWERS, INC.,)	
)	
Intervenor,)	
)	
v.)	
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
and)	
)	
J & F OKLAHOMA HOLDINGS, INC.,)	
)	
Intervenor,)	
)	
v.)	
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
Defendants.)	

TRUSTEE'S 30(b)(6)
NOTICE OF DEPOSITION TO
ATHENS STOCKYARD, LLC

Please take notice that, pursuant to Fed. R. Civ. P. 30(b)(6) and Fed. R. Bankr. P. 7030, James A. Knauer (the "Trustee"), as the trustee of Eastern Livestock Co., LLC ("ELC"), by counsel, will take the deposition of Athens Stockyard, LLC beginning at 1:00 p.m. EDT on October 4, 2013 at the offices of Carter, Harrod & Willhite, PLLC, One East Madison Ave., Athens, TN 37371-08985 before a court reporter authorized to administer oaths. The deposition will be conducted in accordance with the July 3, 2012 Order Establishing Deposition Protocols [Main Case, Doc. 1229]. You are invited to appear and take part in such examination.

Definitions

Definitions applicable to this Notice of Deposition include the following:

1. "You," "your," and "Athens" means and refers to Athens Stockyard, LLC and includes all persons and organizations under your control, including but not limited to your parents, subsidiaries, affiliates, officers, directors, employees, attorneys, accountants, agents, and representatives of any kind.
2. "ELC" or "Eastern" means and refers to Eastern Livestock Co., LLC, and includes its affiliates, members, officers, employees, attorneys, agents, accountants, and representatives of any kind.
3. "Trustee" means and refers to James A. Knauer, as the duly appointed Chapter 11 trustee for Eastern Livestock Co., LLC, and includes his attorneys, agents, and representatives of any kind.
4. "Cattle" means and refers to the 59 head of mixed heifers that are the subject of paragraph 66(a) of your Counterclaim Against Friona Industries, L.P.

("Counterclaim") filed in the above-captioned adversary proceeding prior to its transfer to this Court.

Subjects of Examination

Examination is requested on any and all knowledge possessed by or reasonably available to Athens relating to the following matters:

1. Any agreement, oral or written, relating to or concerning any of the Cattle.
2. The purchase and sale of any of the Cattle to any person or entity.
3. Any payment that Athens made or received for any of the Cattle.
4. Athens's business dealings generally with ELC during 2009 and 2010.
5. Athens's business dealings generally with Friona Industries, LP., or any related entity during 2009 and 2010.
6. Any conversations that any representative of Athens had with anyone concerning payment for any of the Cattle.
7. Any conversations that any representative of Athens had with anyone concerning any of the Cattle.
8. All purchase orders, invoices, shipping records, trucking records or other records that relate to any of the Cattle.

FAEGRE BAKER DANIELS LLP

By: /s/ Harmony Mappes

Counsel for James A. Knauer, Chapter 11 Trustee

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CERTIFICATE OF SERVICE

I hereby certify that on September 20, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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I further certify that on September 20, 2013, a copy of the foregoing pleading was mailed by first-class U.S. Mail, postage prepaid and properly addressed, to the following:

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I further certify that on September 20, 2013, a copy of the foregoing pleading was served via electronic mail transmission on the following:

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/s/ Harmony Mappes